

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KATHERINE RODRIGUEZ DIAZ, SALIN
SOLIS, ELEAZAR GONZALEZ MORALES,
on behalf of themselves and others similarly
situated,

Plaintiffs,

-against-

PRESTO FRESH CAFÉ CORP. et al.,

Defendants.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/21/2020

1:20-cv-02432 (MKV)

ORDER

MARY KAY VYSKOCIL, United States District Judge:

The parties have reported that they have reached a settlement of this matter [ECF #18]. The claims in this case include claims arising under the Fair Labor Standards Act. In light of the requirements of *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199 (2d Cir. 2015), the parties are directed to file on or before **October 21, 2020** a joint letter with sufficient information to enable the Court to evaluate whether the settlement is fair and reasonable. All other deadlines in this case will be held in abeyance pending the Parties' submissions and the Court's review of the settlement.

The letter should address the claims and defenses, the defendants' potential monetary exposure and the bases for any such calculations, the strengths and weaknesses of the plaintiffs' case and the defendants' defenses, any other factors that justify the discrepancy between the potential value of plaintiffs' claims and the settlement amount, the litigation and negotiation process, as well as any other issues that might be pertinent to the question of whether the settlement is reasonable (for example, the collectability of any judgment if the case went to trial).

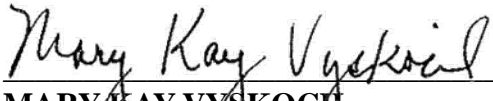
The joint letter should also explain the attorney fee arrangement, attach a copy of the retainer agreement, and provide information detailing the actual attorney's fees

incurred. Finally, a copy of the settlement agreement itself must accompany the joint letter or motion.

The Clerk of the Court respectfully is requested to close the Motion at ECF #18.

SO ORDERED.

Date: September 21, 2020
New York, NY



MARY KAY VYSKOCIL
United States District Judge